

Exhibit 5

Subject: FW: Agreement
Date: Wed, 27 Jan 2010 08:40:59 +0000
From: "Lupo, Anthony" <lupo.anthony@arentfox.com>
To: "Gundersen, Glenn" <glenn.gundersen@dechert.com>, "Thomas La Perle" <laperle@apple.com>
Message-ID:
<FB2A3287A5C863418D5DCB6E9D4B00FB568FF78ED2@AFEXCHANGE1.access.local>

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From: Taylor, Brewster [mailto:btaylor@stites.com]
Sent: Wednesday, January 27, 2010 3:28 AM
To: Lupo, Anthony
Cc: Brian Reynolds
Subject: Agreement

Tony -
Attached is the signature page and the text of the Agreement. Brian will forward the complete signed Agreement tomorrow.
Brewster

Brewster Taylor
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